



Docket No.: FER-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Ferrone and Hicklin

Group Art Unit: 1644

Serial No: 09/036,724

Examiner: Eyler, Y.

Filed: March 6, 1998

For: Active Immunization Against Angiogenesis-Associated Antigens

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OFFICE OF PETITIONS

**RESPONSE TRANSMITTAL AND
PETITION FOR EXTENSION OF TIME**

1. Transmitted herewith is a Petition to Revive under 37 CFR 1.137(b) and a Response to an Office Action relating to the above-referenced application.

STATUS

2. Applicant is

X A small entity.

CERTIFICATE OF MAILING 37 (CFR 1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the: Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Type or print name Curt Hoffman

Date: January 29, 2001

(Signature)

02/02/2001 CNGUYEN 00000061 090071 09036724

02 FC:218 695.00 CH

Adjustment date: 03/16/2001 LGIBBS

02/02/2001 CNGUYEN 00000061 090071 09036724

02 FC:218 695.00 CR

EXTENSION OF TIME

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.*

- (a) X Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 3 CFR 1.17(a)-(d)) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<u>X</u> Four months	\$1,390.00	\$695.00

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If an additional extension of time is required please consider this a petition therefor. **OFFICE OF PETITIONS**

(check and complete the next item, if applicable)

- (b) An extension for months has already been secured and the fee paid therefor of \$ is deducted from the total fee due for the total months of extension now requested.
- (c) X Extension fee due with this request (a-b) \$ 695.00

OR

- (d) Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

*Extension of Time in Patent Cases (Supplement Amendments) if a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G.35).

4. _____ No response is enclosed. This application will be abandoned in favor of a continuation or continuation-in-part application filed at the end of the extension period. The purpose of this petition for an extension of time and payment of the fee is to maintain pendency of this application and the continuation or continuation-in-part application.

PETITION FEE

5. X Included herewith is a Petition to Revive Under 37 CFR 1.137(b) for which a fee under 37 CFR 1.17(m) is required. \$620.00 for small entity

6. X Total fee required:

TOTAL FEE PAYMENT (3(c) and 5: \$1315.00

7. _____ Attached is a check in the sum of \$

 X Charge Account No. 09-0071 in the sum of \$ 1315.00 .

A duplicate of this transmittal is attached.

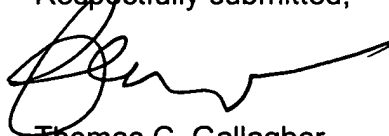
FEE DEFICIENCY

8. X If any additional extension and/or fee is required, charge Account No. 09-0071 .

AND/OR

 X If any additional fee for claims is required, charge Account No. 09-0071 .

Respectfully submitted,



Thomas C. Gallagher
Reg. No. 37,066

ImClone Systems Incorporated
180 Varick Street
New York, N.Y. 10014
(212) 645-1405

January 29, 2001

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